

FILED

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

MAY - 9 2007

UNITED STATES OF AMERICA

v.

TOMMY J. THORNTON

Cr. No. 2:07CR94-WKW

[21 USC § 841(a)(1)]

**CLERK
U. S. DISTRICT COURT
MIDDLE DIST. OF ALA.**

INDICTMENT

The Grand Jury charges:

**On or about April 17, 2007, in Montgomery County, in the Middle District of Alabama,
the Defendant,**

TOMMY J. THORNTON

**did knowingly and intentionally possess with intent to distribute approximately 708.2 grams
of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled
substance; in violation of Title 21, United States Code, Section 841(a)(1).**

FORFEITURE ALLEGATION

**A. Count 1 of this indictment is hereby repeated and incorporated herein by
reference.**

**B. Upon conviction for the violation of Title 21, United States Code, Section
841(a)(1) as alleged in Count 1 of this indictment, the defendant,**

TOMMY J. THORNTON,

**shall forfeit to the United States, pursuant to Title 21, United States Code, Section 853, any and
all property constituting or derived from any proceeds the said defendant obtained, directly
or indirectly, as a result of the said violation and any and all property used or intended to be
used in any manner or part to commit and to facilitate the commission of any violation alleged**

in Count 1 of this indictment.

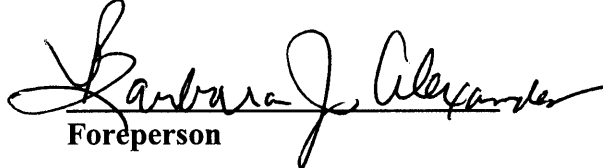
C. If any of the forfeitable property described in this forfeiture allegation, as a result of any act or omission of the defendant:


- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred or sold to, or deposited with, a third person;
- (3) has been placed beyond the jurisdiction of the Court;
- (4) has been substantially diminished in value; or,
- (5) has been commingled with other property which cannot be subdivided

without difficulty; the United States, pursuant to Title 21, United States Code, Section 853, intends to seek an order of this Court forfeiting any other property of said defendant up to the value of the forfeitable property.

All in violation of Title 21, United States Code, Section 841.

A TRUE BILL


Foreperson


LEURA G. CANARY
United States Attorney


JOHN T. HARMON
Assistant United States Attorney


CHRISTA D. DEEGAN
Assistant United States Attorney